



Brownfields Redevelopment Program

Public Works and Engineering Department

Application for Brownfields Redevelopment Assistance

Applicant and Site Eligibility Criteria Requirements

Property must be impacted by the presence or potential presence of a hazardous substance, pollutant, or contaminant, and located within the City of Houston or City of Houston Extra Territorial Jurisdiction.

The following properties are prohibited from participating in the City of Houston's Brownfields Redevelopment Program:

- Superfund sites;
- Resource Conservation and Recovery Act (RCRA) permitted or Interim-status facilities; and
- Properties involved in or targeted for any federal or state enforcement action.

Instructions for Completing the Application Form:

To qualify for participation in the City of Houston's Brownfields Redevelopment Program, all applicants must complete an application. Not every qualified applicant will be able to participate in the program, due to funding constraints. Therefore, priority will be given to eligible Brownfields projects that generate the greatest potential for near-term redevelopment, new employment opportunities, protecting human health and the environment, and create the most evident community benefits.

1. Only one site may be submitted on the application form
2. The application must be signed
3. Incomplete or unsigned applications will be returned without review to the applicant
4. Applicants must have legal title to the property, or written authorization from title holder to apply
5. Applicants will be asked to sign a property access agreement
6. All applicants must submit one original copy by email, fax, or mail to:

Jennifer Clancey
Brownfields Redevelopment Program
1002 Washington Ave.
Houston, TX 77002
Brownfields@houstontx.gov
Phone: (832) 394-9005
Fax: (832) 394-9609

Note:

- Contents of all applications are considered part of the public record, unless deemed otherwise by law
- A claim of confidentiality may be subject to review by the City's legal staff. The City of Houston reserves the right to reject or return confidential information
- At the sole discretion of the City of Houston, applications containing unsubstantiated statements will be declared ineligible for consideration in the Brownfields Redevelopment Program
- Each application will be evaluated based solely upon the information provided by the applicant
- Upon approval of your application you are agreeing to be recognized as a Brownfield and agree to data published in regard to the specific site in local, state and federal databases as public record

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Date: _____

Applicant:

Name _____

Address _____

Telephone _____ **Fax** _____

Site Information:

Address _____

Tax Identification Number _____

Property size (in acres) _____ **Building size (in square feet)** _____

Is property tax delinquent? _____ **Amount of tax delinquency \$** _____

Is property vacant? _____ **Years site has been vacant** _____

Current Site Owner:

Name _____

Address _____

Telephone _____ **Fax** _____

Developer:

Name _____

Address _____

Telephone _____ **Fax** _____

Status of Transaction:

How was property acquired?

Foreclosure

Donation

Eminent Domain

Bought Outright

Other

Explain (if needed)

Date acquired _____ **Prospective purchaser, if known** _____

Condition of Site *(Applicant should reference and attach relevant reports that address the environmental conditions onsite):*

1. Identify when and how the site became contaminated, or why you think it may be contaminated, and describe previous known uses _____

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2. Did current owner cause or contribute to the contamination or potential contamination?
3. If not, what is the relationship of the applicant to party responsible for contamination?
4. Have any previous Environmental Site Assessments been done?
5. Is the property subject to a planned or ongoing CERCLA removal action?
6. Has the property been issued a permit by the U.S. or an authorized state under the Solid Waste Disposal Act (as amended by the Resource Conservation and Recovery Act (RCRA)), the Federal Water Pollution Control Act (FWPCA), the Toxic Substances Control Act (TSCA), or the Safe Drinking Water Act (SWDA)?
7. Is the property subject to corrective action orders under RCRA?
8. Is the property a land disposal unit that has submitted a RCRA closure notification or is subject to closure requirements specified in a closure plan or permit?
9. Has the property had a release of polychlorinated biphenyls (PCBs) that is subject to remediation under TSCA?
10. Has the property received funding for remediation from the leaking Underground Storage Tank (LUST) Trust Fund?

Proposed End-Use of Property *(If applicable, attach relevant site development plans, artists' renderings, and/or construction drawings that describe or depict future use of property):*

Type of Development Planned _____

Certification, Indemnification, and Liability Release *(Application must be signed by either a principal officer of a non-profit organization, a principal executive officer of a corporation, or the property owner if the property is owned by an individual):*

The signee indicated below certifies that the submitted is, to the best of the undersigned's knowledge and belief, true, accurate, and complete. The signee indicated below hereby releases, indemnifies, and agrees to hold the City of Houston, its agents, employees, officers, principals, and successors exempt from all liability claims, damages or actions, including attorneys' fees and expenses of litigation, that arise or result from the performance of acts or omissions arising pursuant to the City of Houston's Brownfields Redevelopment Program, REGARDLESS OF WHETHER SUCH LIABILITY, CLAIMS, DAMAGES OR ACTIONS ARE CAUSED IN WHOLE OR IN PART BY A NEGLIGENT ACT OR OMISSION OF THE CITY OF HOUSTON ITS AGENTS, EMPLOYEES, OFFICERS, PRINCIPALS, AND SUCCESSORS.

Signature: _____ Title: _____ Date: _____

Signature: _____ Title: _____ Date: _____